

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

WP(C).No. 18676 of 2007(W)

PETITIONER:

SUMAYYA BALKEES P.A., AGED 15 (MINOR),
REPRESENTED BY HER FATHER AND GUARDIAN
ABDUL JABBAR, PADINJARE VEETIL HOUSE,
GOVERNMENT QUARTERS NO.RHS III/4, CIVIL LANE,
AYYANTHOLE P.O., THRISSUR.

BY ADV. SRI.KKM.SHERIF
SRI.P.A.MOHAMMED ASHROF
SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO THE DEPARTMENT OF GENERAL
EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM.
2. THE DIRECTOR,
HIGHER SECONDARY EDUCATION, HOUSING BOARD
BUILDING, THIRUVANANTHAPURAM.
3. THE REGIONAL DEPUTY DIRECTOR,
HIGHER SECONDARY EDUCATION, EDAPPALLY,
ERNAKULAM DISTRICT.

BY GOVT. PLEADER SRI. A.J. VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

A.K. BASHEER, J.

W.P.(C). NO. 18676 OF 2007

Dated this the 25th day of June, 2007

J U D G M E N T

Petitioner has passed her Standard X examination and she has obtained A + in all subjects. She has thus become eligible for higher studies. She has applied for admission to Plus two course in nine schools in Thrissur district. But according to the petitioner she faces a big hurdle in getting admission to the school of her choice because of one stipulation contained in Ext.P2 prospectus issued by the Director of Higher Secondary Education. The Clause which the petitioner refers to pertains to the bonus point that is proposed to be given to students who seek admission to Plus two course in the same institution where they have studied. In other words, since the petitioner had studied in a school where there was no Plus two course, she may not be entitled to get two bonus points in the school where she seeks admission. It is contended by the petitioner that the above clause is highly discriminatory. It was not her fault that she happened to study in a school where there is no Plus two course. Those students who had studied in schools with Plus two course are now put in an advantageous position. The difficulty she now faces is that in the schools in Thrissur she may not get admission easily for Plus two course because parents from all over Kerala prefer schools in Thrissur district since there is

a famous coaching centre in the said district.

2. I do not propose to deal with the above contention raised by the petitioner in view of the limited prayer made by the learned counsel at the Bar. He submits that petitioner will be satisfied if an appropriate direction is issued to respondent No.1 to take a decision on Ext.P4 representation submitted by her expeditiously.

In the above facts and circumstances, this writ petition is disposed of with a direction to respondent No.1 to consider and pass orders on Ext.P4, as expeditiously as possible, at any rate, within 10 days from the date of receipt of a copy of this judgment. I do not find any reason why the Government shall not bestow its attention on this genuine grievance aired by the petitioner. If the bonus marks given to other students will mar her chances of getting admission in her own district, despite the fact that she has obtained high marks, it will be undoubtedly unfortunate.

A.K. BASHEER, JUDGE

vps

WPC NO.18676/07

Page numbers

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007